

VIA ELECTRONIC SUBMISSION
AND HAND DELIVERY

February 12, 2015

Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, S.W., Room TW-A325
Washington, DC 20554

Attention:
Kalpak Gude
Chief, Pricing Policy Division
Wireless Competition Bureau

Re: Rubard LLC d/b/a CentMobile's FCC Certification for the Fourth Quarter of 2014; WC
Docket No. 05-68

Dear Ms. Dortch:

Pursuant to Section 64.5001(c) of the Commission's rules (47 C.F.R. § 64.5001(c)), please find enclosed a redacted version of Rubard LLC's ("Rubard") prepaid calling card certifications ("FCC Certification") reporting percentages of interstate use factors ("PIU") for the fourth quarter of 2014. Rubard is seeking confidential treatment of its FCC Certification, and is therefore simultaneously filing an original, signed version of the FCC Certification by paper.

Should you require further information, please contact the undersigned.

Respectfully submitted,



Patricia J. Paoletta
Counsel for Rubard LLC d/b/a CentMobile

Enclosures

February 12, 2015

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Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, S.W., Room TW-A325
Washington, DC 20554

Attention:
Chief, Pricing Policy Division
Wireless Competition Bureau

Re: Rubard LLC's FCC Certification for the Fourth Quarter of 2014 and Request for
Confidential Treatment

Dear Madame Secretary:

On behalf of Rubard LLC d/b/a CentMobile ("Rubard"), undersigned counsel, submits the certification required by Section 64.5001(c) of the Commission's rules (47 C.F.R. § 64.5001(c)) regarding prepaid calling card percentages of interstate use factors and pursuant to Sections 0.457 and 0.459 of the Commission's Rules,¹ respectfully requests that the Commission withhold from public inspection and accord confidential treatment to copies of Rubard's unredacted percentage of interstate use reports ("PIUs").

As explained more fully below, this data falls within Exemption 4 of the Freedom of Information Act ("FOIA").² Because the information enclosed is "of a kind that would not customarily be released to the public", the information is "confidential" under Exemption 4 of FOIA.³ In support of this request and pursuant to Section 0.459(b) of the Commission's rules,⁴ on behalf of Rubard, we hereby state as follows:

¹ 47 C.F.R. §§ 0.457 and 0.459.

² 5 U.S.C. § 552(b)(4) & (7).

³ See *Critical Mass Energy Project v. NRC*, 975 F.2d 871, 879 (D.C. Cir. 1992).

⁴ 47 C.F.R. § 0.459(b).

1. IDENTIFICATION OF THE SPECIFIC INFORMATION FOR WHICH CONFIDENTIAL TREATMENT IS SOUGHT⁵

Rubard seeks confidential treatment of the unredacted percentage of interstate use factors for revenue and minutes, given their sensitive commercial nature.

2. DESCRIPTION OF CIRCUMSTANCES GIVING RISE TO THE SUBMISSION⁶

Rubard is submitting the confidential information pursuant to §64.5001(c) of the Commission's Rules.

3. EXPLANATION OF THE DEGREE TO WHICH THE INFORMATION IS COMMERCIAL OR FINANCIAL, OR CONTAINS A TRADE SECRET OR IS PRIVILEGED⁷

The PIUs contain commercial information that would not generally be disclosed by competitive carriers to the public.⁸

4. EXPLANATION OF THE DEGREE TO WHICH THE INFORMATION CONCERNS A SERVICE THAT IS SUBJECT TO COMPETITION⁹

Rubard is a provider in the very competitive market of international telephony and seeks to protect the commercial information in the PIUs from its competitors.

5. EXPLANATION OF HOW DISCLOSURE OF THE INFORMATION COULD RESULT IN SUBSTANTIAL COMPETITIVE HARM¹⁰

Disclosure of this sensitive and closely-guarded information, not normally disclosed to the public, could subject Rubard to unfair competition, and given the competitive nature of the international market, also cause distortion in the market.

6. IDENTIFICATION OF ANY MEASURES TAKEN BY THE SUBMITTING PARTY TO PREVENT UNAUTHORIZED DISCLOSURE¹¹

Rubard has not disclosed to the public the information contained in the PIUs, a copy of which has been redacted for public inspection and the unredacted copy stamped CONFIDENTIAL.

⁵ 47 C.F.R. § 0.459(b)(1).

⁶ 47 C.F.R. § 0.459(b)(2).

⁷ 47 C.F.R. § 0.459(b)(3).

⁸ See 26 U.S.C. § 6103.

⁹ 47 C.F.R. § 0.459(b)(4).

¹⁰ 47 C.F.R. § 0.459(b)(5).

¹¹ 47 C.F.R. § 0.459(b)(6).

7. IDENTIFICATION OF WHETHER THE INFORMATION IS AVAILABLE TO THE PUBLIC AND THE EXTENT OF ANY PREVIOUS DISCLOSURE OF THE INFORMATION TO THIRD PARTIES¹²

Rubard has not previously disclosed the PIU information to the public.

8. JUSTIFICATION OF THE PERIOD DURING WHICH THE SUBMITTING PARTY ASSERTS THAT MATERIAL SHOULD NOT BE AVAILABLE FOR PUBLIC DISCLOSURE¹³

Rubard requests that the unredacted PIUs be treated as confidential indefinitely.

9. OTHER INFORMATION THAT RUBARD BELIEVES MAY BE USEFUL IN ASSESSING WHETHER THE REQUEST FOR CONFIDENTIALITY SHOULD BE GRANTED¹⁴

Commission rules require that carriers report to their underlying transport providers the percentage of interstate use factors and call volumes, so the parties that the Commission deems should have PIU information will already be so informed. Disclosure to the broader public, including Rubard's competitors, is not necessary to protect the public interest.

This request for confidential treatment should not be construed as a waiver of any other protection from disclosure or confidential treatment accorded by law. Should you have any questions, please do not hesitate to contact the undersigned.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read 'P. J. Paoletta', with a stylized flourish at the end.

Patricia J. Paoletta
Counsel to Rubard LLC d/b/a CentMobile

¹² 47 C.F.R. § 0.459(b)(7).

¹³ 47 C.F.R. § 0.459(b)(8).

¹⁴ 47 C.F.R. § 0.459(b)(9).

REDACTED - FOR PUBLIC INSPECTION

Rubard LLC d/b/a CentMobile

Percentage of Interstate Use Certification: Fourth Quarter 2014

Pursuant to Section 64.5001(a) of the Federal Communications Commission rules (47 C.F.R. § 64.5001(a)), please find below the report of percentage of interstate use factors ("PIU") from Rubard LLC d/b/a CentMobile ("Rubard") that it provided to its transport providers by the 45th day following the fourth quarter 2014. Please note that this information is highly confidential and not suitable for public inspection.

For the fourth quarter of 2014, Rubard's percentages of prepaid calling card interstate, intrastate, and international minutes were as follows:

Interstate:

Intrastate:

International:

For the fourth quarter of 2014 Rubard's call volumes of prepaid calling card interstate, intrastate, and international minutes was as follows:

Interstate:

Intrastate:

International:

Total:

Pursuant to Section 64.5001(c)(2), Rubard states that it has no service revenue due to prepaid calling cards sold by, to, or pursuant to contract with the Department of Defense or a DoD entity.

Rubard's interstate revenue, as seen from the PIUs above, will be less than 12% of its combined interstate and international revenue. Therefore, under Section 54.706(c), and the de minimis exception under Section 54.708, Rubard qualifies for the 499-A annual only reporting requirement, not quarterly. Rubard states, pursuant to Section 64.5001(c)(3), that it is complying with its applicable Universal Service Fund requirements based on the above reported information.

I certify that I am an officer of Rubard, that I have examined the foregoing report, statements and certifications, and, to the best of my knowledge, information, and belief, all statements of fact

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contained in this Quarterly Prepaid Calling Card PIU Certification are accurate for the previous quarter.

Authorized Signature: AN Zaytsev

Artur Zaytsev, Manager and Chief Operating Officer, Rubard LLC d/b/a CentMobile

Date: 02/11/2015